

INSURANCE DIVISION[191]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 505.8, the Insurance Division hereby gives Notice of Intended Action to amend Chapter 43, “Annuity Mortality Tables for Use in Determining Reserve Liabilities for Annuities,” Iowa Administrative Code.

The purpose of the rule making is to delay the mandatory effective date of the use of the 2012 IAR Mortality Table from January 1, 2015, to January 1, 2016. The delayed mandatory effective date is appropriate to the public interest and prevents Iowa-domiciled insurers from being placed at a competitive disadvantage that would adversely affect the insurer and its policyholders.

The Insurance Division intends that Iowa-domiciled insurance companies shall comply with the amendment on January 1, 2016.

Any interested person may make written comments on or before December 30, 2014. Written comments may be sent to Kimberlee Cross, Iowa Insurance Division, Two Ruan Center, 601 Locust Street, Fourth Floor, Des Moines, Iowa 50309-3738. Comments may also be submitted electronically to kim.cross@iid.iowa.gov or via facsimile to (515)281-3059.

A public hearing will be held on December 30, 2014, at 10 a.m. in the Conference Room at the Iowa Insurance Division, Two Ruan Center, 601 Locust Street, Fourth Floor, Des Moines, Iowa, at which time persons may present their views orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine remarks to the subject of the amendment.

Any persons who intend to attend the public hearing and have special requirements, such as those relating to hearing and mobility impairments, should contact the Insurance Division and advise of specific needs.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code chapter 508.

The following amendment is proposed.

Amend subrule 43.3(5) as follows:

43.3(5) Except as provided in subrule 43.3(4), the 2012 IAR Mortality Table ~~shall~~ may be used for determining the minimum standard of valuation for any individual annuity or pure endowment contract issued on or after January 1, 2015. For any individual annuity or pure endowment contract issued on or after January 1, 2016, the 2012 IAR Mortality Table shall be used as provided in this subrule.